

CASE NO.: CACE 15-007888 (03)

FIRST INTERROGATORIES TO MICHAEL MCGUIGAN

(If answering for another person or entity, answer with respect to that person or entity, unless otherwise stated.)

1. What is the name and address of the person answering these interrogatories, and, if applicable, the person's official position or relationship with the party to whom the interrogatories are directed?

John Michael McGuigan (co-defendant).
I currently reside at 43 Lakewood Drive, Pittsfield, Massachusetts.

2. List all former names and when you were known by those names. State all addresses where you have lived for the past 10 years, the dates you lived at that address, your Social Security number and your date of birth.

I have always been known by the following names: John Michael McGuigan, John McGuigan, Michael McGuigan, J. Michael McGuigan, John M. McGuigan, J. M. McGuigan. I have resided at the following addresses over the past 10 years: 6972 NW 8th Street, Margate, Florida from 12/30/2004 through 11/30/2012; 538 Madison Avenue, Albany, New York from 12/1/2012 through 12/20/2012; 4 Mansion Boulevard, Apt. M, Delmar, New York from 12/21/2012 through 6/30/2013; 15 Kensington Avenue, Pittsfield, Massachusetts from 7/1/2013 through 2/28/2015; 43 Lakewood Drive, Pittsfield, Massachusetts from 3/1/2015 to present. My social security number is [REDACTED]. My date of birth is 1/27/1959.

3. Have you ever been convicted of a crime, other than any juvenile adjudication, which under the law under which you were convicted was punishable by death or imprisonment in excess of 1 year, or that involved dishonesty or a false statement regardless of the punishment? If so, state as to each conviction, the specific crime and the date and place of conviction.

I have never been convicted of any crime.

4. Describe any and all policies of insurance which you contend cover or may cover you for the allegations set forth in Plaintiff's Complaint, detailing as to such policies the name of the insurer, the number of the policy, the effective dates of the policy, the available limits of liability, and the name and address of the custodian of the policy.

I have no insurance policies.

5. Describe in detail how the incident described in the complaint happened, including all actions taken by you to prevent the incident.

I am without sufficient information to identify "the incident" allegedly detailed in the complaint to provide any answer to this interrogatory.

6. Describe in detail each act or omission on the part of any party to this lawsuit that you contend constituted negligence that was a contributing legal cause of the incident in question.

As above, without being able to identify "the incident" in question, I cannot provide any answer to this interrogatory.

7. Do you contend any person or entity other than you is, or may be, liable in whole or in part for the claims asserted against you in this lawsuit? If so, state the full name and address of each such person or entity, the legal basis for your contention, the facts or evidence upon which your contention is based, and whether or not you have notified each such person or entity of your contention.

I contend that neither I nor anyone else is, or may be, liable in whole or in part for the claims asserted in the lawsuit.

8. Were you charged with any violation of law (including regulations or ordinances) arising out of the incident described in the complaint? If so, what was the nature of the charge; what plea or answer, if any, did you enter to the charge; what court or agency heard the charge; was any written report prepared by anyone regarding this charge, and, if so, what is the name and address of the person or entity that prepared the report; do you have a copy of the report; and was the testimony at any trial, hearing, or other proceeding on the charge recorded in any manner, and, if so, what is the name and address of the person who recorded the testimony or has custody of the recording or transcript?

I have not been charged with any violation of law with respect to any allegations made in the lawsuit.

9. List the names and addresses of all persons who are believed or known by you, your agents or attorneys, to have any knowledge concerning any of the issues in this lawsuit; and specify the subject matter about which the witness has knowledge.

Other than attorneys, their associates, and the parties to this lawsuit, I am unaware of any persons with knowledge of any of the issues in this lawsuit.

10. Have you heard or do you know about any statement or remark made by or on behalf of any party to this lawsuit, other than yourself, concerning any issue in this lawsuit? If so, state the name and address of each person who made the statement or statements, the name and address of each person who heard it, and the date, time, place and substance of each statement.

Other than attorneys, their associates, and the parties to this lawsuit, I am unaware of any persons making statements or remarks regarding any of the issues in this lawsuit.

11. Have any written, oral, recorded, or any other form of statement been obtained by you, your attorneys, agents or employees from any person concerning any of the matters relating to this action and if so, list the name, street address, and telephone number of the person from whom the statement has been obtained, the date the statement was obtained, the name and the street address of the person taking the statement, the present location of the statement and state whether or not the person from whom this statement was taken was provided a copy of the statement.

Other than from attorneys, their associates, and the parties to this lawsuit, I have not obtained any statements in any form concerning any of the matters relating to this action.

12. State the name and address of every person known to you, your agents, or attorneys, who has knowledge about, or possession, custody or control of any model, plat, map, drawing, motion picture, video tape, or photograph pertaining to any fact or issue involved in this controversy; and describe as to each, what such person has, the name and address of the person who took or prepared it, and the date it was taken or prepared.

Other than attorneys, their associates, and the parties to this lawsuit, I am unaware of any persons who have knowledge about, or possession, custody or control of any model, plat, map, drawing, motion picture, video tape, or photograph pertaining to any fact or issue involved in this controversy.

13. Do you intend to call any expert witnesses at the trial of this case? If so, state as to each such witness the name and business address of the witness, the witness's qualifications as an expert, the subject matter upon which the witness is expected to testify, the substance of the facts and opinions to which the witness is expected to testify, and a summary of the grounds for each opinion.

At this time, I do not intend to call any expert witnesses.

14. Have you made an agreement with anyone that would limit that party's liability to anyone for any of the damages sued upon in this case? If so, state the terms of the agreement and the parties to it.

I have made no agreement with anyone that would limit that party's liability to anyone for any of the damages sued upon in this case.

15. Please state if you have ever been a party, either plaintiff or defendant, in a lawsuit other than the present matter and if so, state whether you were plaintiff or defendant, the nature of the action, and the date and court in which such suit was filed.

I have never before been a party to any lawsuit.

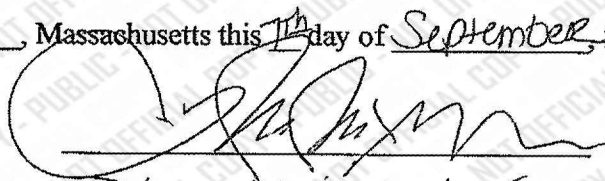
16. Do you or your attorneys, agents, servants, or employees have any photographs which are relevant to the issues raised by the pleadings in this case and if so, please state the name and address of the person having possession of the photographs, the date the photographs were taken and the number of photographs taken.

I do not have any photographs which are relevant to the issues raised by the pleadings in this case.

SIGNATURE NOTARIAL ATTESTATION

The attached Answers to Interrogatories have been answered by me and are true and correct to the best of my knowledge and belief.

DATED at Pittsfield, Massachusetts this 7th day of September, 2016.

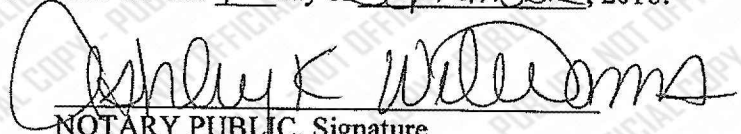

John Michael McGuigan
Print Name

STATE OF MASSACHUSETTS)

COUNTY OF Berkshire) ss

The foregoing instrument was acknowledged before me this 7th day of September 2016 by John M McGuigan, who is personally known to me or who has produced MADL S42830218 (type of identification) as identification and who did take an oath.

SWORN TO AND SUBSCRIBED before me this 7th day of September, 2016.


NOTARY PUBLIC, Signature
Ashley K Williams
Print name

My Commission Expires:

Ashley K. Williams
Notary Public
Commonwealth of Massachusetts
My Commission Expires
May 15, 2020